




The following constitutes
the order of the court. Signed April 24, 2009


Marilyn Morgan
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re

TRIPATH TECHNOLOGY, INC.,

Debtor.

CASE NO. 07-50358 (MM)

Chapter 11

**ORDER APPROVING THE COMPROMISE AND SETTLEMENT BETWEEN
TRIPATH AND KORD ENTERPRISES**

THIS MATTER came before the Court on the Motion of the Post-Effective Date Estate of Tripath Technology, Inc. ("Tripath" or the "Estate") for Approval of Compromise and Settlement Pursuant to Bankruptcy Rule 9019 (Kord Enterprises) (the "Motion"). The proposed settlement concerns the refund of a security deposit paid by Tripath to Kord Enterprises ("Kord") and Kord's filed claim against the Estate (Claim No. 36). The Court having reviewed the Motion, the Request for Entry of Default Order, the Declaration of Bruce G. MacIntyre in support thereof and Exhibits A through C thereto, and the files and records in this case, being fully advised in the premises, and good cause appearing therefor,

A. IT IS HERE BY ORDERED that the Motion is granted;

B. AND IT IS FURTHER ORDERED that the Settlement Amount is approved and Kord is directed to pay the Settlement Amount to Tripath within three days of the entry of this Order;

1 C. AND IT IS FURTHER ORDERED that Kord's Claim No. 36 is hereby deemed
2 irrevocably withdrawn, waived and expunged effective immediately;

3 D. AND IT IS FURTHER ORDERED that the trial date of May 12, 2009 in
4 adversary proceeding No. 08-05065 is hereby stricken.

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6 ** END OF ORDER **
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